

PETER C. HARVEY  
ATTORNEY GENERAL OF NEW JERSEY  
22. S. Clinton Ave., Bldg. 4, 2<sup>nd</sup> Floor  
P.O. Box 117  
Trenton, New Jersey 08625-0117  
Attorney for Commissioner of  
of Banking and Insurance

By: James A. Carey, Jr.  
Deputy Attorney General  
(609) 633-9847

DONALD F. PHELAN  
CLERK OF SUPERIOR COURT  
SUPERIOR COURT OF N.J.  
MERCER COUNTY  
RECEIVED AND FILED

JUL 20 2005

*Sue Regan*

SUE REGAN  
CLERK OF SUPERIOR COURT

SUPERIOR COURT OF NEW JERSEY  
CHANCERY DIVISION-MERCER COUNTY  
DOCKET NO.: C-086-04

---

I/M/O the Rehabilitation  
of MIIX Insurance Company

---

Civil Action

ORDER TO SHOW CAUSE

This matter having been opened to the Court by Peter C. Harvey, Attorney General of New Jersey, by James A. Carey, Jr., Deputy Attorney General, as attorney for Donald Bryan, Acting Commissioner of the Department of Banking and Insurance of the State of New Jersey and Rehabilitator of MIIX Insurance Company in Rehabilitation ("the Rehabilitator"), by Certification of Richard L. White, Deputy Rehabilitator of MIIX Insurance Company ("MIIX Insurance Company"), for an Order directing any interested party to appear and show cause why an Order should not be entered, pursuant to N.J.S.A. 17:30C-1 et seq., permitting the Rehabilitator to proceed with a plan to settle certain claims against insureds of

MIIX Insurance Company and make payment to such claimants, and the Court having considered the papers submitted.

IT IS on this 20th day of July, 2005;

ORDERED that:

(1) Any interested party <sup>may</sup> appear and show cause before the Honorable Neil H. Shuster, Presiding Judge, Chancery Division, <sup>5th Floor,</sup> Superior Court of New Jersey, 210 S. Broad Street, P.O. Box 8068, Trenton, New Jersey 08650 on August 16, 2005, at <sup>2 P.M.</sup> ~~9:00 a.m.~~ or as soon thereafter as counsel may be heard, why an Order should not be entered permitting the Rehabilitator to proceed with the settlement plan submitted to the Court.

(2) If any interested party intends to file answering affidavits or briefs or seek other relief in the present matter, such papers shall be filed with the Court and served upon Deputy Attorney General James A. Carey, Jr., attorney for the Rehabilitator, on or before AUGUST 8, 2005 and the Rehabilitator may file reply papers on or before AUGUST 11, 2005.

(3) A copy of this Order to Show Cause and the supporting certification and letter brief shall be served on counsel for all parties that have previously filed any papers in this matter within 5 days of the date hereof.

(4) A copy of this Order to Show Cause shall be forwarded to each Civil Presiding Judge and Civil Division Manager in each vicinage within 5 days of the date of this Order.

(5) A copy of this Order to Show Cause and the supporting certification and letter brief shall be posted on the internet website of the New Jersey Department of Banking and Insurance ([www.state.nj.us/dobi/](http://www.state.nj.us/dobi/)), within 5 days of the date of this Order;

(6) Notice of this application to any other interested parties shall be accomplished by publication <sup>within 7 days</sup> in The Newark Star Ledger, The Camden Courier-Post, The New Jersey Law Journal, The New Jersey Lawyer and The Legal Intelligencer (Philadelphia) as soon as possible; and that such Notice shall constitute good and sufficient notice of this application to all persons having an interest in or claim against MIIX Insurance subject to the requirements of due process of law.

*This Court's Order of February 24, 2005*  
(7) ~~This Order to Show Cause does not extend or terminate the stay imposed pursuant to the Court's February 24, 2005, Order including the provision that the stay expires which stayed all trials, settlement conferences, mediations, and arbitrations pending against MIIX Insurance Company or an insured of MIIX Insurance Company, pursuant to the terms of the February 24, 2005 Order, the stay expires on July 25, 2005.~~  
*shall remain in full force and effect*

  
Hon. Neil H. Shuster, P.J. Ch. Div.